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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$) 675.00

Complete if Known

Application Number	09/773,866
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Filing Date	February 1, 2001
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First Named Inventor	David Thomas
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Examiner Name	P. Gambel
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Art Unit	1644
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Attorney Docket No.	20142/1201318-US1
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METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):

Deposit Account Deposit Account Number: 04-0100 Deposit Account Name: Darby & Darby P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, **except** for the filing fee

X	Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17
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☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		<u>Small Entity</u>		<u>Small Entity</u>			
<u>Application Type</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>	<u>Fees Paid (\$)</u>
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

2. EXCESS CLAIM FEES		Small Entity
<u>Fee Description</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

<u>Total Claims</u>		<u>Extra Claims</u>		<u>Fee (\$)</u>		<u>Fee Paid (\$)</u>
25	- 26 =	0	x	=		

<u>Multiple Dependent Claims</u>	
Fee (\$)	Fee Paid (\$)

<u>Indep. Claims</u>		<u>Extra Claims</u>		<u>Fee (\$)</u>		<u>Fee Paid (\$)</u>
5	- 4 =	1	x	100.00	=	

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/50	(round up to a whole number) x	=	

4. OTHER FEE(S)

4. OTHER FEE(S)		Fees Paid (\$)
Marking the specification on 2/26/2016 (small entity discount)		
Other (e.g., late filing surcharge):	1806 Submission of an Information Disclosure Statement	180.00
	2801 Request for continued examination (RCE) see 37...	395.00
	2821 Reexamination independent claims in excess of ...	100.00

SUBMITTED BY

Signature L. Russo

Registration No. (Attorney/Agent)	54,071
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Telephone	(212) 527-7700
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Name (Print/Type) Lynn M. Russo

Date	October 12, 2005
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10/17/2005 NNGUYEN1 00000036 09773866

03 FC:1806

180.00 OP



Application No. (if known): 09/773,866

Attorney Docket No.: 20142/1201318-US1

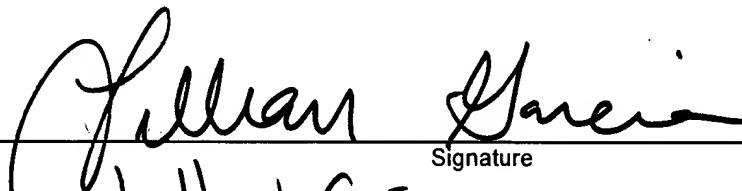
Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. _____ in an envelope addressed to:

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MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on October 12, 2005
Date



Signature

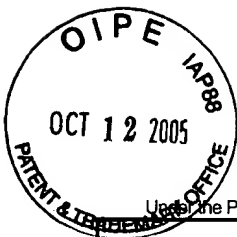
Lillian Garcia
Typed or printed name of person signing Certificate

N/A
Registration Number, if applicable

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Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Amendment in Response to Final Office Action (15 pages) including
Exhibit A (1 page) and Exhibit B (2 pages)
Processing Fee Transmittal (1 page)
Request for Continued Examination Transmittal (1 page)
IDS (Citation) by Applicant (4 References) (1 page)
Information Disclosure Statement (2 pages)
Fee Transmittal (1 page)
Transmittal (1 page)
Check in the amount of \$675.00 9979
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PTO/SB/21 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/773,866
		Filing Date	February 1, 2001
		First Named Inventor	David Thomas
		Art Unit	1644
		Examiner Name	P. Gambel
Total Number of Pages in This Submission	24	Attorney Docket Number	20142/1201318-US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Processing Fee Transmittal (1 page) Request for Continued Examination Transmittal (1 page) IDS Citation by Applicant (4 references) (1 page) Fee Transmittal (1 page) Transmittal (1 page) Certificate of Express Mailing (1 page) Check in the amount of \$675.00 Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DARBY & DARBY P.C.		
Signature			
Printed name	Lynn M. Russo		
Date	October 12, 2005	Reg. No.	54,071



(Fees are subject to annual revision)

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Filing Date	February 1, 2001
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Attorney Docket Number	20142/1201318-US1

Payment of \$ _____ is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. *For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.*

Payment of Fees (small entity amounts are NOT available for the processing fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 04-0100 :
☐ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☒ Check in the amount of \$ 675.00 is enclosed.


☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130

**Fee Code 1808 for all,
Except for \$1.221 papers (Fee Code 1803)**

For papers filed under:

- § 1.28(c)(3) – for processing a non-itemized fee deficiency based on an error in small entity status.
 § 1.41 – for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
 § 1.48 – for correcting inventorship, except in provisional applications.
 § 1.52(d) – for processing a nonprovisional application filed with a specification in a language other than English.
 § 1.53(b)(3) – to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
 § 1.55 – for entry of late priority papers.
 § 1.71(g)(2) – to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods
 § 1.99(e) – for processing a belated submission under § 1.99.
 § 1.103(b) – for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
 § 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).
 § 1.103(d) – for requesting deferred examination of an application.
 § 1.217 – for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
 § 1.221 – for requesting voluntary publication or republication of an application. **Fee Code 1803**
 § 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.
 § 1.497(d) – for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.
 § 3.81 – for a patent to issue to assignee, assignment submitted after payment of the issue fee.


Signature
Lynn M. Bruce

Lynn M. Russo

Typed or printed name

October 12, 2005

Date _____

54,071

Registration No., if applicable